

NOTICE OF EMERGENCY RULE REPEAL AND PROMULGATION

AGENCY: Department of Marine Resources

STATUTORY AUTHORITY: 12 M.R.S.A. Sections 6172 and 6192

RULE REPEAL AND PROMULGATION: DMR Regulation 95.08 J, Closed Area No. 36-F, ISLESBORO, promulgated on October 20, 2000 is repealed and replaced with the following rule:

TEXT OF RULE: DMR Regulation 95.08 J, Closed Area No. 36-F, Islesboro.

Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels taken from the shores, flats and waters of Islesboro, Waldo County, in the following areas:

1. Inside and shoreward of a line drawn northwest from Bob's Point (at the mouth of Crow Cove) to the southern tip of Flat Island; then southeasterly to the western most tip of the small unnamed point located approximately 1900 feet northeast of Gooseberry Point on the western shore of Islesboro.
2. Inside and shoreward of a line drawn southwest from the most northern point on Grindle Point following the low water line along the shore, and continuing around Grindle Point out to the red nun navigational buoy #4, then continuing northerly to the southern tip of a small unnamed point on the western shore of Broad Cove.
3. Inside and easterly of a line drawn southerly from the tip of the unnamed point in the southern mouth of Jones Cove (locally known as Mill Cove) to the western shore of Thrumcap, then southerly to the prominent unnamed western point on Pendleton Point, then to the southern tip of Pendleton Point; then northeasterly to Gull Point near the southern end of Islesboro Island; then northerly to Hewes Point then northwesterly to the southern most prominent point south of Bounty Cove.
4. Inside and westerly of a line drawn southwest across Parker Cove from the southern tip of Point Comfort to the unnamed point northwest of Hutchins Island.
5. Inside and westerly of a line beginning at Fire Island extending northeast to the southern tip of The Bluffs and continuing northwest to the western side of the most northern house at the northern end of Ryders Cove Road.
6. Inside and southerly of a line drawn southeast across Cradle Cove at Seven Hundred Acre Is. from the prominent unnamed point on the north side of Cradle Cove to the end of the prominent stone pier on the eastern point of Cradle Cove.

Violation of any provision of this regulation shall be a Class D Crime (12 M.R.S.A. Section 6204).

EFFECTIVE DATE: October 25, 2001

AGENCY CONTACT PERSON:

Amy M. Fitzpatrick
Department of Marine Resources
McKown Point Road
West Boothbay Harbor, Maine 04575

BANGOR DAILY NEWS
October 30, 2000

STATEMENT OF FACT AND POLICY

The Commissioner of the Maine Department of Marine Resources repeals the emergency DMR Regulation 95.08 J, Closed Area No. 36-F, Islesboro, promulgated on October 20, 2000 and replaces it with a new regulation. This new regulation reduces the size of the closed area by opening portions of the western shore of Islesboro in the vicinity of Gooseberry Point.

DMR personnel have recently sampled and surveyed these areas and have determined that this area is free of pollution and is therefore safe for shellfish harvest.



E. PENN ESTABROOK
DEPUTY COMMISSIONER



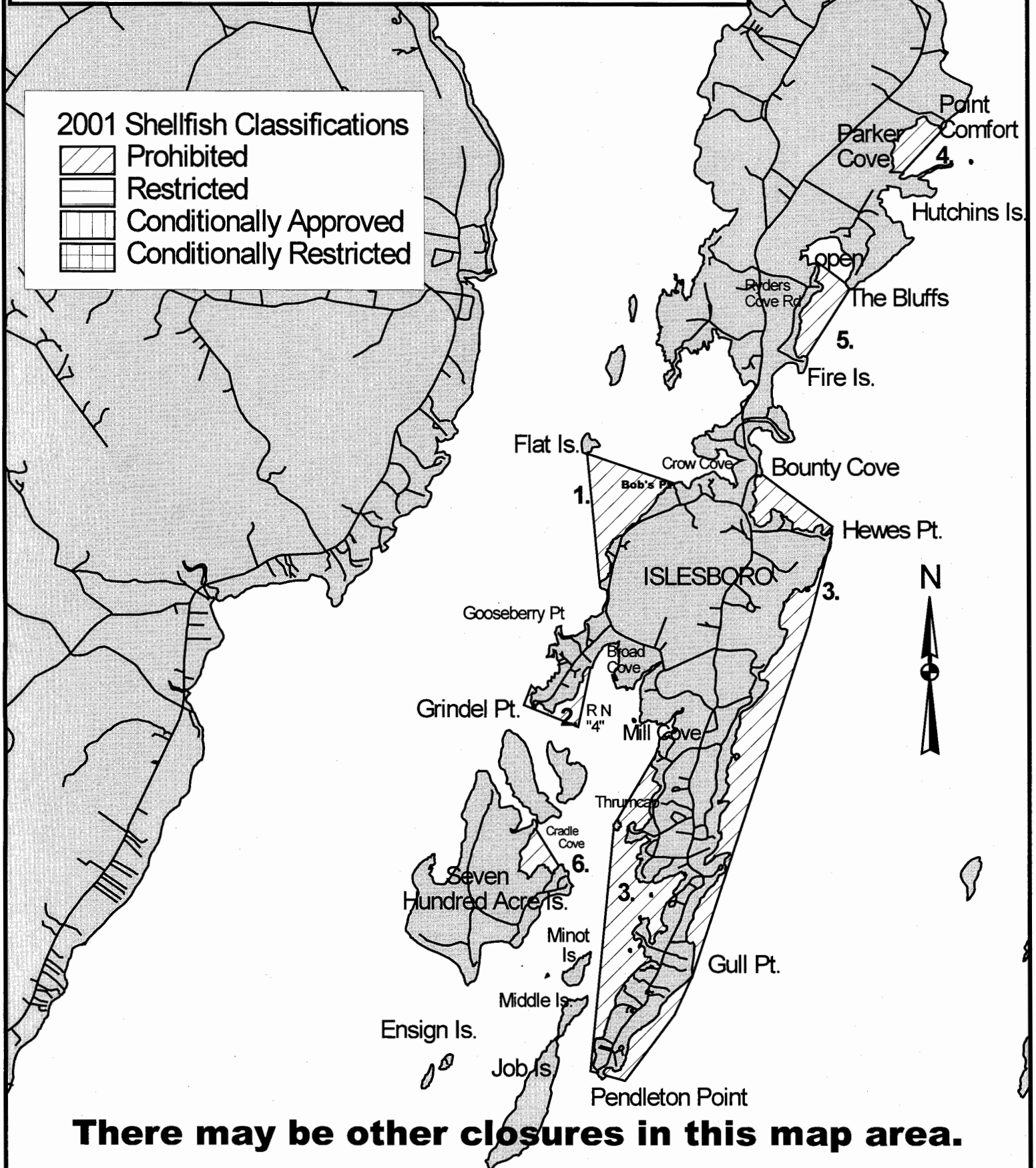
Department of Marine Resources

Legal Notice of Shellfish Closure
Area 36-F, Islesboro

10/26/01

2001 Shellfish Classifications

-  Prohibited
-  Restricted
-  Conditionally Approved
-  Conditionally Restricted



There may be other closures in this map area.